

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ALABAMA  
MIDDLE DIVISION

JAMES MICHAEL MOORE,  
Petitioner  
v.  
WARDEN GRANTT CULLIVER  
and THE ATTORNEY GENERAL  
OF THE STATE OF ALABAMA,  
Respondents

Case No. 4:09-cv-00053-RBP-HGD

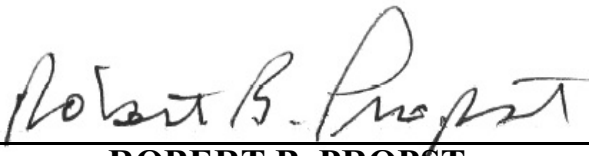
## FINAL JUDGMENT

On October 16, 2009, the magistrate judge's report and recommendation was entered and the parties were allowed therein eleven (11) days in which to file objections to the recommendations made by the magistrate judge. On October 23, 2009, petitioner filed objections to the magistrate judge's report and recommendation.

After careful consideration of the record in this case, the magistrate judge's report and recommendation and the petitioner's objections thereto, the court hereby ADOPTS the report of the magistrate judge. The court further ACCEPTS the recommendations of the magistrate judge and it is, therefore,

ORDERED, ADJUDGED and DECREED that the petition for writ of habeas corpus in this action be and the same hereby is DENIED as time-barred and procedurally defaulted.

DONE this the 30th day of October, 2009.

  
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**ROBERT B. PROPST**  
**SENIOR UNITED STATES DISTRICT JUDGE**